

**RESOLUTION AMENDING APPOINTMENT OF  
STATE SUPERINTENDENT**

2008 GENERAL SESSION

STATE OF UTAH

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**LONG TITLE**

**General Description:**

This joint resolution of the Legislature proposes to amend the Utah Constitution to modify who appoints the State Superintendent of Public Instruction.

**Highlighted Provisions:**

This resolution proposes to amend the Utah Constitution to:

- ▶ provide that the State Superintendent of Public Instruction be appointed by the Governor, rather than by the State Board of Education.

**Special Clauses:**

This resolution directs the lieutenant governor to submit this proposal to voters.

This resolution provides a contingent effective date of January 1, 2009 for this proposal.

**Utah Constitution Sections Affected:**

AMENDS:

**ARTICLE X, SECTION 3**

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*Be it resolved by the Legislature of the state of Utah, two-thirds of all members elected to each of the two houses voting in favor thereof:*

Section 1. It is proposed to amend Utah Constitution Article X, Section 3, to read:

**Article X, Section 3. [State Board of Education.]**

The general control and supervision of the public education system shall be vested in a State Board of Education. The membership of the board shall be established and elected as provided by statute. The ~~[State Board of Education]~~ Governor shall appoint a State Superintendent of Public Instruction who shall be the executive officer of the board.

**Section 2. Submittal to voters.**

The lieutenant governor is directed to submit this proposed amendment to the voters of the state at the next regular general election in the manner provided by law.

32           Section 3. **Effective date.**

33           If the amendment proposed by this joint resolution is approved by a majority of those  
34 voting on it at the next regular general election, the amendment shall take effect on January 1,  
35 2009.

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**Legislative Review Note**  
**as of 9-10-07 11:36 AM**

**Office of Legislative Research and General Counsel**